

## **MINUTES**

### **MONTANA SENATE 58th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON HIGHWAYS AND TRANSPORTATION**

**Call to Order:** By **CHAIRMAN EDWARD BUTCHER**, on February 11, 2003  
at 3 P.M., in Room 405 Capitol.

#### **ROLL CALL**

**Members Present:**

Sen. Edward Butcher, Chairman (R)  
Sen. Duane Grimes, Vice Chairman (R)  
Sen. Sherm Anderson (R)  
Sen. Vicki Cocchiarella (D)  
Sen. Mike Cooney (D)  
Sen. Aubyn Curtiss (R)  
Sen. Bob DePratu (R)  
Sen. Sam Kitzenberg (R)  
Sen. Jerry O'Neil (R)  
Sen. Gerald Pease (D)  
Sen. Glenn Roush (D)

**Members Excused:** Sen. Dan Harrington (D)

**Members Absent:** None.

**Staff Present:** Pat Murdo, Legislative Branch  
Roberta Opel, Committee Secretary

**Video-Taped Committees:** This is the video log of a committee hearing. The log provides a list of participants and a record of official action taken by the committee. A video-taped recording of the meeting is available from the Montana Historical Society.

**Committee Business Summary:**

Hearing & Date Posted: SB 295, 2/11/2003; HB 112,  
2/11/2003  
Executive Action: HB 22, HB 112

**HEARING ON SB 295**

**Opening Statement by Sponsor:** SEN. ED BUTCHER, SD 47, Winifred, opened the hearing on SB 295; an act providing an optional method of complying with driving requirements. Amendments to the bill were proposed.

**Proponents' Testimony:**

3:16pm Jeff Moring, home-school student, Lewistown  
**EXHIBIT(his30a01)**  
3:20pm John Barbagello, representing himself, Helena  
**EXHIBIT(his30a02)**  
3:23pm Janislynn Isackson, home-school student, Lewistown  
**EXHIBIT(his30a03)**  
3:26pm Georgianna Estell, home-school student, Mocassin  
**EXHIBIT(his30a04)**  
3:28pm Katie Butcher, home-school student, Winifred  
**EXHIBIT(his30a05)**  
3:30pm Calvin Songer, home-school student, Hilger  
**EXHIBIT(his30a06)**  
3:31pm Bethany Estell, home-school student, Benchland  
**EXHIBIT(his30a07)**  
3:32pm Ryan Songer, home-school student, Hilger **EXHIBIT(his30a08)**  
3:35pm Travis Butcher, home-school student, Winifred  
3:43pm Elizabeth Anderson, representing herself  
3:44pm Erling Estell, Benchland **EXHIBIT(his30a09)**  
3:45pm Jonie Estell, Benchland **EXHIBIT(his30a10)**  
3:45pm Becky Stockton, Helena **EXHIBIT(his30a11)**  
3:46pm Sharon Scott, Helena Homeschool  
3:47pm Hannah Estell, home-school student **EXHIBIT(his30a12)**  
3:48pm Wilbur Brosard, representing himself  
3:50pm Mike Barrett, representing himself **EXHIBIT(his30a13)**  
3:52pm Julie Milham, representing herself  
3:53pm Ronald Isackson, representing his family **EXHIBIT(his30a14)**  
3:54pm Anita Songer, Hilger **EXHIBIT(his30a15)**  
3:56pm Raven Songer, home-school student **EXHIBIT(his30a16)**  
3:56pm Johannah Issackson, Lewistown **EXHIBIT(his30a17)**

**Opponents' Testimony:**

3:57pm Tom Dobear, MT. Traffic Association  
3:59pm Bob Vogel, representing himself

**Informational Testimony:**

Rick Chiotti, Office of Public Instruction, (OPI), submitted testimony on behalf of Superintendent Linda McCulloch

**EXHIBIT(his30a18)**

Home School Legal Defense Association submitted written testimony

**EXHIBIT(his30a19)**

**Questions from Committee Members and Responses:**

3:56pm Begin

4:18pm End

18 min Elapsed time

**Closing by Sponsor:**

4:19pm **SEN. BUTCHER** closed on SB 295.

**NOTE:** Unofficial Draft Copy LC 2144 **EXHIBIT(his30a20)** and LC 2146 **EXHIBIT(his30a21)** submitted as written testimony following the hearing on SB 295.

**HEARING ON HB 112**

**Opening Statement by Sponsor:** **REP. JEFF PATTISON, HD 95, Glasgow,** opened the hearing on HB 112; an act allowing vehicles to pass school buses that are stopped.

**Proponents' Testimony:**

4:27pm Jim Currie, MT. Dept. of Transportation **EXHIBIT(his30a22)** and **EXHIBIT(his30a23)**

4:32pm Bob Gilbert, MT. School Bus Association

4:33pm Julie Ippolito, MT. Family Coalition

4:34pm Rick Chiotti, Office of Public Instruction

**Opponents' Testimony:** None

**Informational Testimony:** None

**Committee Members and Responses:**

4:35pm Begin

4:46pm End

11 min Elapsed time

**Closing by Sponsor:**

4:56pm **REP. PATTISON** closed the hearing on HB 112.

**NOTE:** Discussion on a possible committee bill regarding the child safety restraint bill and assignment of subcommittee to work out problems related to SB 227 and SB 223. **SEN. MIKE COONEY** and **SEN. DUANE GRIMES** were selected as members of this subcommittee.

**EXECUTIVE ACTION ON HB 22**

**Discussion:**

5:00pm Jim Currie, MT. Dept. of Transportation

5:04pm End

4 min Elapsed time

**Motion/Vote:** **SEN. COOCHIARELLA** moved **HB 22 BE CONCURRED IN.**  
**Motion carried 8-0. NOTE:** HB 22 held in committee.

**EXECUTIVE ACTION ON HB 112**

**Motion/Vote:** **SEN. COCCHIARELLA** moved **HB 112 BE CONCURRED IN.**  
**Motion carried 8-0.**

**ADJOURNMENT**

Adjournment: 5 P.M.

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SEN. EDWARD BUTCHER, Chairman

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ROBERTA OPEL, Secretary

EB/RO

**EXHIBIT** (his30aad)